



Charles R. Jacob III (CJ-4143)
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LYDIAN PRIVATE BANK,
d/b/a VIRTUALBANK,

Plaintiff,

-against-

ZURICH AMERICAN
INSURANCE COMPANY,

Defendant.

08 CIV 4200 (LTS)

NOTICE OF DISMISSAL

Please take notice that, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, the above action is hereby dismissed without prejudice.

Dated: May 22, 2008

MILLER & WRUBEL P.C.

By: Charles R. Jacob III (CJ-4143)
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[Signature] 5/23/08
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